

## § 5.1

- 5.47 Standards of fill (distilled spirits bottled before January 1, 1980).  
5.47a Metric standards of fill (distilled spirits bottled after December 31, 1979).

### Subpart F—Requirements for Withdrawal From Customs Custody of Bottled Imported Distilled Spirits

- 5.51 Label approval and release.  
5.52 Certificates of age and origin.  
5.53 Certificate of nonstandard fill.

### Subpart G—Requirements for Approval of Labels of Domestically Bottled Distilled Spirits

- 5.55 Certificates of label approval.  
5.56 Certificates of age and origin.

### Subpart H—Advertising of Distilled Spirits

- 5.61 Application.  
5.62 Definition.  
5.63 Mandatory statements.  
5.64 Legibility of mandatory information.  
5.65 Prohibited practices.  
5.66 Comparative advertising.

AUTHORITY: 26 U.S.C. 5301, 7805, 27 U.S.C. 205.

SOURCE: T.D. 7020, 34 FR 20337, Dec. 30, 1969, unless otherwise noted.

EDITORIAL NOTE: For a document affecting part 5, see the editorial note appearing at the beginning of this chapter.

## Subpart A—Scope

### § 5.1 General.

The regulations in this part relate to the labeling and advertising of distilled spirits. This part applies to the several States of the United States, the District of Columbia, and the Commonwealth of Puerto Rico, but does not apply to distilled spirits for export.

### § 5.2 Related regulations.

Regulations relating to this part are listed below:

27 CFR Part 1—Basic Permit Requirements under the Federal Alcohol Administration Act.

27 CFR Part 2—Nonindustrial Use of Distilled Spirits and Wine.

27 CFR Part 3—Bulk Sales and Bottling of Distilled Spirits.

27 CFR Part 4—Labeling and Advertising of Wine.

27 CFR Part 7—Labeling and Advertising of Malt Beverages.

27 CFR Part 16—Alcoholic Beverage Health Warning Statement.

## 27 CFR Ch. I (4–1–99 Edition)

27 CFR Part 19—Distilled Spirits Plants.

27 CFR Part 200—Rules of Practice in Permit Proceedings.

27 CFR Part 250—Liquors and Articles from Puerto Rico and the Virgin Islands.

27 CFR Part 251—Importation of Distilled Spirits, Wines and Beer.

27 CFR Part 252—Exportation of Liquors.

(26 U.S.C. 7805 (68A Stat. 917, as amended); 27 U.S.C. 205 49 Stat. 981, as amended)

[T.D. 720, 34 FR 20637, Dec. 30, 1969, as amended by T.D. ATF-62, 44 FR 71620, Dec. 11, 1979; T.D. ATF-114, 47 FR 43947, Oct. 5, 1982; 55 FR 5421, Feb. 14, 1990]

### § 5.3 Forms prescribed.

(a) The Director is authorized to prescribe all forms required by this part. All of the information called for in each form shall be furnished as indicated by the headings on the form and the instructions on or pertaining to the form. In addition, information called for in each form shall be furnished as required by this part.

(b) Requests for forms should be mailed to the ATF Distribution Center, 7943 Angus Court, Springfield, Virginia 22153.

[T.D. ATF-92, 46 FR 46912, Sept. 23, 1981, as amended by T.D. ATF-249, 52 FR 5956, Feb. 27, 1987; T.D. 372, 61 FR 20723, May 8, 1996]

## Subpart B—Definitions

### § 5.11 Meaning of terms.

When used in this part and in forms prescribed under this part, where not otherwise distinctly expressed or manifestly incompatible with the intent thereof, terms shall have the meaning ascribed in this section. Any other term defined in the Federal Alcohol Administration Act and used in this part shall have the same meaning assigned to it by such Act.

*Act.* The Federal Alcohol Administration Act.

*Advertisement.* See § 5.62 for meaning of term as used in subpart H of this part.

*Age.* The period during which, after distillation and before bottling, distilled spirits have been stored in oak containers. “Age” for bourbon whisky, rye whisky, wheat whisky, malt whisky, or rye malt whisky, and straight whiskies other than straight corn whisky, means the period the whisky has